

JOURNAL OF THE HOUSE

NINETIETH SESSION

SECOND DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, January 14, 2015

The House convened at 1:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Bishop David Zellmer, followed by the Pledge of Allegiance led by House pages Emily Dreezen and Martee Larson.

Roll Call: All members present except Rep. Killer who was excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the first day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Dean Wink, Chair

Which motion prevailed.

REPORTS OF JOINT-SELECT COMMITTEES

MR. SPEAKER:

Your Joint-Select Committee appointed for the purpose of fixing the compensation of the elective and appointive officers and employees of the House and Senate for the Ninetieth Legislative Session, pursuant to SDCL 2-5-8, respectfully reports that a salary schedule for the elective and appointive officers and employees has been developed and filed with the Director of the Legislative Research Council and the State Auditor.

In regard to the system for payment of travel expenses to legislators we respectfully report that:

(1) A form listing each weekend during session will be delivered to legislators. Legislators will be asked to list their travel on that single sheet which would be signed and turned in at the close of session. Also, pursuant to statute, a voucher must also be signed by each legislator requesting travel reimbursement.

(2) Legislators driving their own car home for a weekend will receive mileage paid at state rates (37 cents per mile). Legislators not driving home will not be entitled to reimbursement unless they leased a vehicle or somehow incurred an expense, equivalent to 37 cents per mile, in such travel.

(3) Legislators flying commercially will receive the equivalent of flight expenses as long as it does not exceed 37 cents per mile.

(4) Legislators flying charter or in their own plane will be reimbursed for actual expenses as long as it does not exceed 37 cents per mile.

(5) A maximum of ten trips will be considered for the 2015 Legislative Session, including the trip for the final legislative day.

(6) Pursuant to constitutional provisions, legislators will be paid for their initial trip to Pierre and their final trip home at the rate of 5 cents per mile.

Respectfully submitted,
Dean Wink
Brian Gosch
Spencer Hawley
House Committee

Respectfully submitted,
Corey Brown
Tim Rave
Billie Sutton
Senate Committee

1 Also MR. SPEAKER:

2 Your Joint-Select Committee appointed to make arrangements for legislative days
3 respectfully reports that we recommend the days of the Ninetieth Legislative Session be
4 January 13 through January 16, January 20 through January 23, January 26 through January 30,
5 February 3 through February 6, February 9 through February 12, February 17 through
6 February 20, February 24 through February 27, March 3 through March 6, March 9 through
7 March 13, and March 30.

8 Respectfully submitted,
9 Mike Stevens
10 Kris Langer
11 Peggy Gibson
12 House Committee

Respectfully submitted,
Corey Brown
Tim Rave
Billie Sutton
Senate Committee

13 **FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

14 The following bills were read on Tuesday, January 13, and today the Speaker assigned
15 these bills to committee.

16 HB 1001 was referred to the Committee on Commerce and Energy.

17 HB 1002 was referred to the Committee on Appropriations.

18 HB 1003 was referred to the Committee on Taxation.

19 HB 1004 was referred to the Committee on Commerce and Energy.

20 HB 1005 was referred to the Committee on Education.

21 HB 1006 was referred to the Committee on Agriculture and Natural Resources.

22 HB 1007 was referred to the Committee on State Affairs.

23 HB 1008 was referred to the Committee on State Affairs.

24 HB 1009 was referred to the Committee on State Affairs.

25 HB 1010 was referred to the Committee on State Affairs.

26 HB 1011 was referred to the Committee on State Affairs.

27 HB 1012 was referred to the Committee on Health and Human Services.

28 HB 1013 was referred to the Committee on Health and Human Services.

29 HB 1014 was referred to the Committee on Agriculture and Natural Resources.

- 1 HB 1015 was referred to the Committee on Health and Human Services.
- 2 HB 1016 was referred to the Committee on Taxation.
- 3 HB 1017 was referred to the Committee on Taxation.
- 4 HB 1018 was referred to the Committee on Taxation.
- 5 HB 1019 was referred to the Committee on Taxation.
- 6 HB 1020 was referred to the Committee on Transportation.
- 7 HB 1021 was referred to the Committee on Appropriations.
- 8 HB 1022 was referred to the Committee on Appropriations.
- 9 HB 1023 was referred to the Committee on Judiciary.
- 10 HB 1024 was referred to the Committee on Commerce and Energy.
- 11 HB 1025 was referred to the Committee on Commerce and Energy.
- 12 HB 1026 was referred to the Committee on Commerce and Energy.
- 13 HB 1027 was referred to the Committee on Commerce and Energy.
- 14 HB 1028 was referred to the Committee on Commerce and Energy.
- 15 HB 1029 was referred to the Committee on State Affairs.
- 16 HB 1030 was referred to the Committee on Transportation.
- 17 HB 1031 was referred to the Committee on Transportation.
- 18 HB 1032 was referred to the Committee on Transportation.
- 19 HB 1033 was referred to the Committee on Commerce and Energy.
- 20 HB 1034 was referred to the Committee on Commerce and Energy.
- 21 HB 1035 was referred to the Committee on State Affairs.
- 22 HB 1036 was referred to the Committee on State Affairs.
- 23 HB 1037 was referred to the Committee on Commerce and Energy.
- 24 HB 1038 was referred to the Committee on Commerce and Energy.

- 1 HB 1039 was referred to the Committee on Agriculture and Natural Resources.
- 2 HB 1040 was referred to the Committee on Agriculture and Natural Resources.
- 3 HB 1041 was referred to the Committee on Appropriations.
- 4 HB 1042 was referred to the Committee on Appropriations.
- 5 HB 1043 was referred to the Committee on Education.
- 6 HB 1044 was referred to the Committee on Education.
- 7 HB 1045 was referred to the Committee on Health and Human Services.
- 8 HB 1046 was referred to the Committee on Appropriations.
- 9 HB 1047 was referred to the Committee on Appropriations.
- 10 HB 1048 was referred to the Committee on Appropriations.
- 11 HB 1049 was referred to the Committee on Appropriations.
- 12 HB 1050 was referred to the Committee on Appropriations.
- 13 HB 1051 was referred to the Committee on State Affairs.
- 14 HB 1052 was referred to the Committee on Commerce and Energy.
- 15 HB 1053 was referred to the Committee on Agriculture and Natural Resources.
- 16 HB 1054 was referred to the Committee on Agriculture and Natural Resources.
- 17 HB 1055 was referred to the Committee on Agriculture and Natural Resources.
- 18 HB 1056 was referred to the Committee on Agriculture and Natural Resources.
- 19 HB 1057 was referred to the Committee on Appropriations.
- 20 HB 1058 was referred to the Committee on Health and Human Services.
- 21 HB 1059 was referred to the Committee on Health and Human Services.
- 22 HB 1060 was referred to the Committee on Appropriations.

1 Rep. Anderson moved that the House do now adjourn, which motion prevailed and at
2 1:13 p.m. the House adjourned.

3 Arlene Kvislen, Chief Clerk

4 **JOINT SESSION**

5 Pursuant to the report of the Joint-Select Committee, as found on page 13 of the House
6 Journal, the Senate convened with the House of Representatives in the House Chamber for the
7 purpose of receiving a message from the Chief Justice of the Supreme Court, David Gilbertson.
8 The President of the Senate, Matt Michels, presided.

9 The following prayer was delivered by Chaplain, Bishop David Zellmer, South Dakota
10 Synod of the ELCA, Sioux Falls, South Dakota:

11 Deuteronomy 1 – Choose from each of your communities individuals who are wise,
12 discerning, and reputable to be your judges... and Moses said, give the members of your
13 community a fair hearing, and judge rightly between one person and another whether citizen or
14 resident alien. You must not be partial in judging, hear out the small and great alike; you shall
15 not be intimidated by anyone.

16 Heavenly Father,

17 You have gifted us with the law and we have set aside these wise and discerning men and
18 women to be judges over us. Bless their discerning and judgements that they might be fair and
19 equitable to both the small and great. We pray for Chief Justice Gilbertson, the Supreme Court
20 Justices and all the Judges and Magistrates who serve in South Dakota.

21 In this time we pray for all those who go in harms way to keep us safe, especially those
22 who serve in Law Enforcement. We remember those who have died in keeping us safe.

23 Bless as well our Governor, Senators and Representatives and all those who have been set
24 aside to serve.

25 In Your Holy Name we Pray. Amen.

26 The Secretary of the Senate, Kay Johnson, called the roll of the Senate and the following
27 members were present:

28 Bradford; Brown; Buhl O'Donnell; Cammack; Curd; Ewing; Frerichs; Greenfield, Brock;
29 Haggar, Jenna; Haverly; Heineman, Phyllis; Heinert; Hunhoff, Bernie; Jensen, Phil; Lederman;
30 Monroe; Novstrup, David; Olson; Omdahl; Otten, Ernie; Parsley; Peters; Peterson, Jim;
31 Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Vehle; White.

1 The Chief Clerk of the House of Representatives, Arlene Kvislen, called the roll of the
2 House and the following members were present:

3 Anderson; Bartling; Beal; Bolin; Bordeaux; Brunner; Campbell; Conzet; Craig; Cronin;
4 Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield, Lana; Haggard, Don;
5 Harrison; Haugaard; Hawks; Hawley; Heinemann; Hickey; Holmes; Hunhoff, Jean; Hunt;
6 Jensen, Alex; Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
7 Mickelson; Munsterman; Novstrup, Al; Otten, Herman; Partridge; Peterson, Kent; Qualm;
8 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
9 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
10 Willadsen; Wollmann; Zikmund; Speaker Wink.

11 Sen. Rave moved that a committee of three on the part of the Senate and a committee of
12 five on the part of the House be appointed to escort the Honorable David Gilbertson, Chief
13 Justice of the state of South Dakota, to the rostrum.

14 Which motion prevailed and the President appointed as such committee Sens. Brown,
15 Rave, and Sutton on the part of the Senate and Reps. Gosch, Westra, Mickelson, Hawley, and
16 Bartling on the part of the House.

17 The Sergeant at Arms announced the arrival of Chief Justice David Gilbertson, who was
18 escorted to the rostrum.

19 The Lieutenant Governor, Matt Michels, introduced the Honorable David Gilbertson, who
20 delivered the State of the Judiciary Address.

21 Sen. Rave moved that the Joint Session do now dissolve.

22 Which motion prevailed.

